

GREENWOOD COMMON COUNCIL
SEPTEMBER 18, 2006 MINUTES
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Mayor Charles Henderson called the meeting to order at 7:00 p.m.

The audience recited the Pledge of Allegiance in unison, after which Councilman Ron Deer led in prayer.

PRESENT: Council members Bruce Armstrong, Ron Bates, Bill Bless, Ron Deer, John Gibson, Keith Hardin, Jessie Reed; Mayor Henderson; Clerk-Treasurer Jeannine Myers; and City Attorney Shawna Koons-Davis.

Mr. Hardin moved to accept the minutes of September 6th as presented. Second by Mr. Bless. On page 5, Ms. Reed pointed out an error in the salary for the Director of Operations. It should be \$53,045 when inadvertently it was listed as \$553,045. Vote: Ayes. Minutes approved as corrected.

Ms. Koons-Davis had distributed her litigation report. There were no questions from the Council.

It was the consensus of the Council to postpone Ordinance No. 06-27 "An Ordinance for Appropriations and Tax Rates" until the end of the meeting.

RESOLUTION No. 06-22 – A Resolution of the Greenwood Common Council to Adopt the Written Fiscal Plan for the Annexation of Approximately 41.76 Acres Located on the South Side of Worthsville Road, West of C.R. 75E and West of Railroad, Referencing Annexation Ordinance No. 06-34. Mr. Hardin moved to pass Resolution No. 06-22 through first reading. Second by Mr. Armstrong. Per a memo from the City Attorney, Mr. Bates moved to amend Resolution No. 06-22 as follows:

In the fifth WHEREAS clause, in the third line by deleting the words "Greenwood Advisory Plan Commission" and replacing with the words "Worthsville Road, LLC"; and by deleting the words "Chris Wilcox &".

In Section 1., in the third line by deleting the words "Greenwood Advisory Plan Commission" and replacing with the words "Worthsville Road, LLC" and by deleting the words "Chris Wilcox &".

In Section 2., in the third line by deleting the words "Greenwood Advisory Plan Commission" and replacing with the words "Worthsville Road, LLC"; and in the fourth line by deleting the words "Chris Wilcox &".

The title page to the Fiscal Plan by removing the current title page and replacing with the amended title page (in attachments of this meeting).

Second by Ms. Reed. Vote: Ayes. **AMENDED.** Vote on Resolution No. 06-22 as amended; Ayes. **PASSED FIRST READING AS AMENDED.**

ORDINANCE No. 06-30 – An Ordinance Providing For an Additional Appropriation From the Cumulative Capital Development Fund (\$100,000) for Reconstruction and Repair of Portions of Streets Adjoining Railroad Crossings on Main Street and Stop 18 Road. Mr. Gibson moved to pass Ordinance No. 06-30 on first reading. Second by Mr. Deer. Mayor Henderson opened the public hearing for comments for or against the ordinance. As no one spoke, the public hearing was closed. In response to Mr. Hardin, the Mayor said \$60,000 was estimated for the Main Street portion and \$30,000 for the Stop 18 portion, with the extra put in the appropriation in case of problems. The Mayor indicated that money left could be used for major repairs to the alley by Mrs. Curl Ice Cream which leads into the lot by Fire Station Headquarters. Vote: Ayes. **PASSED FIRST READING.**

At this time, Ordinance No. 06-31 "An Ordinance Fixing Salaries of Elected Officials of the City of Greenwood, Indiana for the Year 2007" was moved to the end of the meeting by consensus of the Council.

ORDINANCE No. 06-32 – An Ordinance to Amend the Official Zoning Map Adopted by Reference in Zoning Ordinance No. 82-1 Entitled “An Ordinance Establishing Comprehensive Zoning Regulations for the City of Greenwood, Indiana, and Providing for the Administration, Enforcement, and Amendment Thereof, In Accordance With the Provisions of I.C. 36-7-4-600 et seq. Laws of Indiana As Amended, and For the Repeal of All Ordinances in Conflict Herewith” (Proposed Rezoning of 85 East Main Street, commonly known as the Kane Property). Mr. Bates moved to pass Ordinance No. 06-32 through first reading, with second by Mr. Bless. Attorney Eric Prime of Van Valer Law Firm represented the petitioner. The request is to change the zoning of this parcel from B-1 to C-1, as shown on the handout – the first building immediately west of Fire Headquarters on Main Street. There is no direct access from Main Street but through the alley by Mrs. Curl. The Plan Commission gave this petition a favorable recommendation (8-1 as noted by Mr. Hardin). Mr. Prime briefly noted the commitments that were included. In response to Ms. Reed, he indicated that tenants under C-1 could include a pet supply store (no pets or food), barber shop, or a beauty shop. Vote: Ayes. **PASSED FIRST READING.**

ORDINANCE No. 06-33 – An Ordinance to Amend the Official Zoning Map Adopted by Reference in Zoning Ordinance No. 82-1 Entitled “An Ordinance Establishing Comprehensive Zoning Regulations For the City of Greenwood, Indiana, and Providing For the Administration, Enforcement, and Amendment Thereof, In Accordance With the Provisions of I.C. 36-7-4-600 et seq. Laws of Indiana, As Amended, and For the Repeal of All Ordinances In Conflict Herewith” (Proposed Rezoning of 412 Glenn Drive, Lots 5 & 6 and a part of Lot 4 of Cook Addition, located on the northwest corner of U.S. 31 and Glenn Drive, commonly known as the Ragan Property). Mr. Bless moved to pass Ordinance No. 06-33 on first reading. Second by Ms. Reed. Attorney Joe Van Valer gave a brief overview of the petition to change the zoning from R-2 to B-1. He recounted favorable recommendations from the staff and the Plan Commission (8-1). Mr. Hardin told the Council that he understood that the property needed to be rezoned in order to be sold and it was his position that it was not in the government’s interest to rezone property for personal gain. Vote: Ayes – Gibson, Reed, Armstrong, Bates, Bless, Deer; Nay – Hardin. **PASSED FIRST READING.**

ORDINANCE No. 06-34 – An Ordinance Annexing Certain Territory Within the Area of Extended Jurisdiction of the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 41 Acres Located South of Worthsville Road and East of Conrail Railroad Tracks (commonly known as the Wilcox and Worthsville Road, LLC Property). In order to comply with State statute, Mr. Bates moved to postpone first reading and public hearing until November 6th, with second by Mr. Hardin. Vote: Ayes. **FIRST READING AND PUBLIC HEARING POSTPONED UNTIL NOVEMBER 6, 2006 MEETING.**

RESOLUTION No. 06-23 – A Resolution of the Greenwood Common Council Authorizing Execution of an Interlocal Agreement with Johnson County to Pay for Repairs to the Railroad Crossing Near Bridge Number 607 on Main Street in the City of Greenwood. Mr. Deer moved to pass Resolution No. 06-23 through first reading. Second by Mr. Gibson. Vote: Ayes. **PASSED FIRST READING.**

ORDINANCE No. 06-15 – An Ordinance Annexing Certain Territory Within the Area of Extended Jurisdiction of the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 102 Acres Located West of Averitt Road,

North of Cutsinger Road (commonly known as the City of Greenwood and Greenwood Community School Corporation Properties). **SECOND READING POSTPONED UNTIL OCTOBER 2, 2006 MEETING.**

ORDINANCE No. 06-22 – An Ordinance Annexing Certain Territory Contiguous to the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 2.523 Acres Located at 3209 West Smith Valley Road, Commonly Known as the Taylor Property. **SECOND READING POSTPONED UNTIL OCTOBER 16, 2006 MEETING.**

ORDINANCE No. 06-24 – An Ordinance to Amend the Texts of Greenwood Common Council Ordinance No. 82-1, As Amended, Zoning; Ordinance No. 99-54, As Amended, Official Fee Schedule; Ordinance No. 02-12, As Amended, Subdivision Control and Land Development; and Greenwood Municipal Code (1993), As Amended, Chapter 4, Article 2, Division VI, Official Fee Schedule, Section 4-66; Chapter 10, Article 6, Supplementary District Regulations, Section 10-101, “I-65 Corridor Overlay Zone District”, and Section 10-103, “Parking Requirements”; Chapter 10, Article 16, Site Development Plan Requirements, Section 10-460, “Site Development Plan”; Chapter 10, Article 20, Subdivision Control Ordinance, Division III, “Application and Approval Process”, Section 10-504; Division V, “Design Standards”, Section 10-511; and Division VI, “Improvements”, Section 10-515, to Allow Review of Development Plans by Outside Consultants, and to Update Various Portions of the Official Fee Schedule, the I-65 Corridor Overlay Zone Requirements, Parking Requirements, Street Requirements, Driveway Requirements, and Pathway Requirements. Mr. Gibson moved to pass Ordinance No. 06-24 on second reading. Second by Mr. Bates. Vote: Ayes. **PASSED SECOND READING.**

RESOLUTION No. 06-19 – A Resolution of the Greenwood Common Council Terminating Property Tax Abatement for Real Property Improvements (BD Greenwood Development, LLC). Mr. Bless moved to pass Resolution No. 06-19 through second reading. Second by Mr. Gibson. Vote: Ayes. **PASSED SECOND READING.**

RESOLUTION No. 06-20 – A Resolution Declaring Certain Real Property Improvements For Property Tax Abatement and Setting the Time and Place For a Public Hearing Thereon (BD Greenwood Development, LLC). Mr. Deer moved to pass Resolution No. 06-20 on second reading. Second by Mr. Bates. Vote: Ayes. **PASSED SECOND READING.**

Ordinance No. 06-26 fixing salaries of appointed officers and employees of the City for 2007 was, by consensus, moved to the end for discussion.

ORDINANCE No. 06-28 – An Ordinance Amending Chapter 2, Article 6, Sec. 2-38, and Chapter 8, Article 9, Sec. 8-115 Exhibit A, of the Greenwood Municipal Code, As Amended, Designating No Parking on the East and West Sides of a Certain Portion of Kilbourne Drive Within the City of Greenwood. Mr. Bates moved to pass Ordinance No. 06-28 through second reading. Second by Mr. Hardin. Vote: Ayes. **PASSED SECOND READING.**

RESOLUTION No. 06-24 – A Resolution Declaring Certain Personal Property for Tax Abatement and Setting the Time and Place for a Public Hearing Thereon (Poly-Tainer, Inc.). **INTRODUCED.** Cheryl Morphew, Director of the Johnson County Development Corporation was invited to speak and give a brief overview. The petitioner is requesting a suspension of the rules. She pointed out that the capital investment is estimated at \$6.9 million, of which \$6 million will be for new

equipment and the rest for capital and building improvements. The initial projection is for 82 jobs at an average hourly wage of \$15.09. Ms. Morphew noted that Precedent South Business Park is currently an ERA; they plan to have a job fair in early October and the petitioner wants to be in operation by November 1st. She then introduced Tim Williams, Chief Financial Officer of Poly-Tainer who gave a brief presentation for the plastic container manufacturer, which is family-owned and operated. Mr. Bless then moved to suspend the rules in order to consider first reading, and, at the suggestion of counsel, to suspend the usual public hearing and both a declaratory and a confirmatory resolution to the tax abatement. Second by Ms. Reed. Vote: Ayes. **RULES SUSPENDED.** Mr. Bates then moved to amend Resolution No. 06-24 to remove reference from the caption for the public hearing and all references in the resolution to setting a public hearing. Second by Mr. Hardin. Vote: Ayes. **AMENDED.** Ms. Reed then moved to pass Resolution No. 06-24 through first reading as amended. Second by Mr. Hardin. Mr. Armstrong then discussed his objections to the SB-1, where there were discrepancies in the number of employees and the average wage. He said that he would prefer the bar to be set higher, even if missed with explanation, than to be set this low. Vote: Ayes – Reed, Bates, Bless, Deer, Gibson, Hardin; Nay – Armstrong. **PASSED FIRST READING.** Mr. Gibson then moved to suspend the rules in order to consider second reading. Second by Mr. Hardin. Vote: Ayes. **RULES SUSPENDED.** Ms. Reed moved to pass Resolution No. 06-24 through second reading. Second by Mr. Bates. Vote: Ayes – Bates, Bless, Deer, Gibson, Hardin, Reed; Nay – Armstrong. **RESOLUTION No. 06-24 PASSED SECOND READING.**

RESOLUTION No. 06-25 – A Resolution of the Greenwood Common Council to Adopt the Written Fiscal Plan for the Annexation of Approximately 3.11 Acres Located at 399 E. County Line Road, Referencing Annexation Ordinance No. 06-37. **INTRODUCED.**

ORDINANCE No. 06-35 – An Ordinance Transferring Funds Within the Budget of the Legal Department (\$1,500). **INTRODUCED.**

ORDINANCE No. 06-36 – An Ordinance to Amend the Official Zoning Map Adopted by Reference in Zoning Ordinance No. 82-1 Entitled “An Ordinance Establishing Comprehensive Zoning Regulations For the City of Greenwood, Indiana, and Providing for the Administration, Enforcement, and Amendment Thereof, In Accordance With the Provisions of I.C. 36-7-4-600 et seq. Laws of Indiana As Amended, and For the Repeal of All Ordinances in Conflict Herewith” (Proposed Rezoning of approximately 3.16 acres located at 399 E. County Line Road, commonly known as the Nicley Property). Petitioner Ali Dohan, a physician in Greenwood Family Practice, described the location of the property, which is near the County Line exit from I-65 and adjacent to the Greg Allen property. The petition is to change the zoning from R-2 to C-1. **INTRODUCED.**

ORDINANCE No. 06-37 – An Ordinance Annexing Certain Territory Within the Area of Extended Jurisdiction of the City of Greenwood, Indiana, Placing the Same Within the Corporate Boundaries Thereof and Making the Same a Part of the City of Greenwood and Redefining the Corporate Boundaries of the City of Greenwood, Indiana, Approximately 3.16 Acres Located at 399 East County Line Road (commonly known as the Nicley Property). **INTRODUCED.** In order to comply with State statute, Mr. Bates moved to postpone first reading until November 20th. Second by Mr. Hardin. Vote: Ayes. **FIRST READING POSTPONED UNTIL NOVEMBER 20, 2006 MEETING.**

ORDINANCE No. 06-38 – An Ordinance Amending the 2006 Salary Ordinance, Common Council Ordinance No. 05-12, Regarding the Board of Public Works and Safety to Increase the Maximum Salaries of Part-Time Code Enforcement

Officer and Part-Time Receptionists. **INTRODUCED.** Mayor Henderson told the Council that the work load in Code Enforcement had caused the money for part-time help to be used. Overtime could not be used since they do not get overtime. The Mayor clarified that the ordinance would be moving money from overtime into salaries and would not give anyone a raise. He also asked for suspension of the rules. Mr. Gibson moved for suspension of the rules in order to consider first reading. Second by Mr. Bless. Vote: Deer, Gibson, Reed, Armstrong, Bates, Bless; Nay – Hardin. Motion failed.

The Council recessed at 7:50 p.m. and reconvened at 8:05 p.m.

ORDINANCE No. 06-27 – An Ordinance For Appropriations and Tax Rates. Mr. Bates moved to pass Ordinance No. 06-27 on first reading. Second by Mr. Bless. In response to Mr. Hardin, the Mayor said he did not have a list of budget reductions as he has in the past. He commended the department heads, said that not only could the budget be funded but also expected that the assessed valuation figures would lower the property tax rate. There was discussion on the increase in the BPWS budget over last year. Mr. Bates attributed some of the increase to increased maintenance on the older buildings. Discussion next focused on the request to add one custodian and one part-time receptionist. In response to Mr. Hardin, the Mayor clarified the increase in office supplies due to increase in cost and increase in the amount of mailings. Miscellaneous office supplies includes, said the Mayor, those items you can't foresee coming up. Repairs and maintenance refer to heating and air conditioning, painting, and carpet cleaning. Mayor Henderson indicated that the largest portion of the increase in dues and subscriptions was because of the increase in our dues to the National League of Cities and the Indiana Association of Cities & Towns. Mr. Hardin moved to reduce office supplies from \$4,000 to \$3,000 and to reduce dues and subscriptions from \$10,500 to \$7,875. Motion dies for lack of a second. Mayor Henderson told the Council that moving funds from departmental budgets to the General Fund would cost the taxpayers money in legal ads and the appropriation process. Ms. Reed moved to move the donation of \$500 in the Council budget to the Boy Scouts of America (category 339) to the General Fund because she feels it is a personal decision that should not be taxpayer money. Second by Mr. Armstrong. Vote: Ayes – Hardin, Reed, Armstrong; Nays – Gibson, Bates, Bless, Deer. Motion failed.

In the Court budget, Judge Gregory clarified that the line item for flags was a portion of replacement. Regarding uniforms and clothing, the Judge said the line item was based on five employees at \$400 per employee. The case management software is aging and needs constant maintenance, noted the Judge. The State is developing software that will be available at no cost when it is done but the process has taken seven years and has shown little progress. Under buildings, Mr. Hardin asked about the repairs listed and suggested that one-time expenditures should not be budgeted but appropriated by the Council. Mayor Henderson indicated that the Department of Local Government Finance has said that they want to see 18-month budgets that look ahead and do not want special appropriations except in case of emergencies. Mr. Armstrong thought that noting non-recurring items next year would be helpful. Mr. Deer pointed out that the Council deals with categorical budgets, not line items.

In connection with the EDC budget, Mr. Armstrong discussed the line item for downtown revitalization for \$65,000. He recounted the presentation at the last meeting and noted that only one other city of over 4,000 population has participated that is not a County seat. He moved to remove the appropriation of \$65,000 from the EDC budget and put it in the General Fund. Second by Mr. Hardin. This led to a discussion on matching funds. Mayor Henderson mentioned that there had not been an action plan. Mr. Deer stated that he would

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like to keep the \$65,000 in the budget and not necessarily use that particular consultant. Vote: Ayes – Hardin, Reed, Armstrong, Bates, Bless; Nays – Deer, Gibson. Motion carried.

The Director of Engineering clarified that the office supply budget is the same as last year; the City portion was (\$2,750). This year shows Sanitation money as well. Mr. Hardin asked about the office survey equipment for \$1,300, miscellaneous field equipment for \$2,000 and hanging file racks for \$1,310. Mr. Peoni described the equipment and said these items are not recurring. He agreed with the Mayor that this equipment could break and he would have to come before the Council if he did not have the funds.

Mr. Hardin asked for a justification in the Fleet Maintenance tool allowance, which again includes Sanitation money. There was a list of items that needed repair and maintenance under 336.

In the Information Technology budget, Mr. Hardin brought up computer network repairs under 223. These are recurring repairs. Software licensing for \$40,000 is also recurring. Information Director Rick Jones also confirmed that computer replacement each year is for 1/3 of the units.

The Law Department's office supply budget appears to have increased because the prior budget appropriations did not include the Sanitation portion, noted counsel. In the Mayor's budget, Mayor Henderson confirmed he is planning to hire an intern. The Planning Department will also have an intern. Under Planning Budget category 444 the new line item for \$1,000 is furniture, confirmed Mr. Ferguson.

Mayor Henderson credited Police Chief Joe Pitcher's leadership as the reason his department is not asking for more personnel. In discussing returning the police cars to the officers, Mr. Hardin moved to increase the 222 appropriation for gasoline in the Police Department by \$50,000 from the General Fund to allow police officers to have take home cars. Second by Ms. Reed. In response to the Mayor, the City Attorney agreed that Chief Pitcher had the discretion to decide which officers get take home vehicles and what limitations are placed on them. Vote: Ayes. Motion carried.

In the MVH budget, Superintendent Greg Owens explained that the new item under equipment rental for \$9,000 was a bulldozer. In the Parks budget Mr. Armstrong moved to reduce the 444 account by \$10,000 and put it in the General Fund. Second by Mr. Hardin. Mr. Deer thought that the money should remain to replace Community Center or pool equipment. After discussion Mr. Armstrong withdrew his motion. Mr. Hardin withdrew his second. Mr. Armstrong then expressed his concern about the \$125,000 item for land after spending almost \$2 million on additional land. He moved to put \$100,000 of that appropriation into the Parks General Fund, leaving \$25,000 for appraisal fees. Second by Mr. Hardin. After discussion, Mr. Armstrong withdrew his motion and Mr. Hardin his second. Mr. Hardin then asked about the garage and motor line item for \$12,000 in 222. That portion of the Parks budget is for gasoline and motor supplies. In explaining the printing and advertising, Park Board President Mike Sawa noted the cost of advertising was because the Park Board wants to do more marketing of programs and facilities. Account 443, improvements other than buildings, he clarified was for all parks. Bill Jackson of the Board of Aviation Commissioners indicated that, with most of the construction project done, our matching share of AIP-19 was reduced from last year. Judge Lewis Gregory then explained the minimum salary requirements from the State for probation officers. Mr. Hardin then moved to reduce the salaries in Ordinance 06-27 to the appropriate increase of 3%, as outlined in Ordinance 06-26. Second by Mr. Bates. Mr. Deer

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moved to postpone action on Ordinance 06-27 until after 06-26. Second by Mr. Gibson. Vote: Ayes – Armstrong, Bates, Bless, Deer, Gibson, Reed; Nay – Hardin. Motion carried.

ORDINANCE No. 06-26 – An Ordinance Fixing Salaries of Appointed Officers and Employees of the City of Greenwood, Indiana For the Year 2007. Mr. Hardin moved to pass Ordinance No. 06-26 through second reading. Second by Ms. Reed. Mr. Deer moved to amend Ordinance No. 06-26 by returning all salary adjustments and increases as proposed before the reduction. Second by Mr. Gibson. Mr. Deer said that after researching the Consumer Price Index, he found that from January 2006 to July 2006 the CPI increased 4.1%. Human Resources had put together data for Mr. Deer, and he presented figures for every position showing the 2006 salary, the 2007 proposed salary, the difference in the 3% and the original 3.73%, and special adjustments. For salaries under \$40,000 or \$50,000 Mr. Deer commented that the average savings was \$222 per year. He told the Council that, using the lowest savings of \$187 and dividing by a 52-week year, it is a savings of one dime an hour. Mr. Deer called this cut unfair and said it is not equitable. Mr. Armstrong noted that the argument would make more sense if the salary for the highest paid employee and took exception to the use of one dime. Mr. Deer replied that the savings was .06% and asked if we can afford it, why are we not giving the employees something close to the cost of living. Ms. Reed called for the question. Vote: Ayes. Roll call on the amendment: Ayes – Bless, Deer, Gibson; Nays – Hardin, Reed, Armstrong, Bates. Motion fails. Mr. Deer then moved to strike the adjustments and go to the original 2007 proposal of 3.73% with the exception of the 3rd position in the Probation Department budget which must meet the State minimum. Second by Mr. Gibson. Mayor Henderson told the Council that if this motion fails it would be only the second time in 11 years that the Council has failed to give a cost-of-living raise. He urged the Council to restore the 3.73%. Mr. Bates told the Council that if we are asking more than what the employees' expectation is and whatever the standard is, if the City is growing, it is obvious that we need to be hiring more employees. The Mayor replied that the employees are doing more every day and are told to hold the line and added that we are trying to grow the City responsibly. Mr. Gibson mentioned that new people mean adding new salaries, new pensions, etc. Ms. Reed called for the question. Vote: Ayes – Hardin, Reed, Armstrong, Bates, Bless; Nay – Deer, Gibson. Vote on amendment: Ayes – Gibson, Armstrong, Bates, Bless, Deer; Nays – Hardin, Reed. Motion carried. Roll call on Ordinance No. 06-26 as amended: Ayes – Armstrong, Bates, Bless, Deer, Gibson; Nays – Hardin, Reed. **ORDINANCE No. 06-26 PASSED SECOND READING AS AMENDED.**

ORDINANCE No. 06-27 – An Ordinance For Appropriations and Tax Rates. Mr. Hardin moved to amend to remove departmental increases that show salary increases over 3.73%, with the exception of Probation's department, and put that money in the General Fund. Second by Mr. Bates. Vote: Ayes. **AMENDED.** Mayor Henderson opened public hearing for anyone wishing to speak for or against the ordinance. As no one spoke, the public hearing was closed. Vote: Ayes – Armstrong, Bates, Bless, Deer, Gibson, Reed; Nay – Hardin. **PASSED FIRST READING AS AMENDED.**

ORDINANCE No. 06-31 – An Ordinance Fixing Salaries of Elected Officials of the City of Greenwood, Indiana For the Year 2007. Mr. Hardin moved to deny, with second by Ms. Reed. Mayor Henderson urged the Council to defeat the motion, as the Mayor, the Clerk-Treasurer and the Judge are full-time employees of the City. Vote: Ayes – Hardin, Reed, Armstrong; Nays – Bates, Bless, Deer, Gibson. Motion fails. Mr. Bates moved to keep the Council salary at its present amount of \$11,435. Second by Ms. Reed. Vote: Ayes. **AMENDED.** Mr. Bates moved then to increase the salaries of the Mayor and the Clerk-Treasurer by

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3.73% over last year. Second by Mr. Deer. Vote: Ayes – Deer, Gibson, Reed, Bates, Bless; Nays – Hardin, Armstrong. **AMENDED.** Mr. Bates then moved to reduce the salary of the Judge to \$38,396 because of the substantial State-mandated raise last year and going full-time. Second by Mr. Hardin. Vote: Aye – Bates; Nays – Gibson, Hardin, Reed, Armstrong, Bless, Deer. Motion fails. Mr. Bates then moved to pass Ordinance No. 06-31 as amended. Second by Mr. Bless. Vote: Ayes – Reed, Bates, Bless, Deer, Gibson; Nays – Hardin, Armstrong. **ORDINANCE No. 06-31 PASSED FIRST READING AS AMENDED.**

Under miscellaneous business Mr. Bates asked about the drainage problem in the Bomar area and if the drainage ordinance would address the issue. A temporary detention area exists. Landscaping is not helping. Staff will investigate.

Mr. Deer reminded the Council that the Regional Transit Authority will meet on September 20th at 1:00 p.m. in the Community Center.

Mr. Armstrong discussed the speed limit on Sheek Road and said he would like it to be 35 mph from Main Street to Worthsville. Currently the speed limit varies from the north end to the south, where there is a school zone. Ms. Koons-Davis said she could draft an ordinance.

Ms. Reed mentioned the truck advertising Ashley Furniture. The City Attorney said that the Planning Department was working on that. Mr. Deer noted that Wal-Mart in the overlay zone parks two or three trucks by the highway. Ms. Koons-Davis stated that we do permit vehicle signs but we can limit the message.

Regarding the problem of trees growing in gutters, the Mayor told Ms. Reed that he had looked at that and found several in the City. He discussed this with staff and was not sure that this qualified as a nuisance. The Mayor said if the City starts telling people to clean out their gutters it would probably require another full-time person. He called it a touchy issue and said he is open to suggestions. At this time, he has decided not to send out Code Enforcement.

At the City Attorney's suggestion and in order to comply with State statute, Mr. Bates moved to postpone second reading of Ordinance No. 06-31 until the October 16th meeting. Second by Mr. Bless. Vote: Ayes. **SECOND READING OF ORDINANCE No. 06-31 POSTPONED UNTIL OCTOBER 16, 2006 MEETING.**

With no further business the meeting adjourned at 10:00 p.m.

Charles E. Henderson, Mayor

Jeannine Myers, Clerk-Treasurer